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To: Commissioner for Patents for Examiner Elaine L. Gort Group Art Unit 3627	Facsimile No.: 703/872-9306
From: Monica Gamez Legal Assistant to Barry Jones	No. of Pages Including Cover Sheet: 27
Message: Attached is a copy of the following documents: <ul style="list-style-type: none">• Transmittal document;• Response to Notification of Non-Compliance with the Requirements of 37 CFR 1.192(c)• Copy of Notification of Non-Compliance with the Requirements of 37 CFR 1.192(c)• Appeal Brief (37 C.F.R. 41.37); and• Petition for Extension of Time within the First Month.	
Re: Application No. 09/679,781 Attorney Docket No: AUS9-2000-0557-US1	
Date: Monday, October 25, 2004	
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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OCT 25 2004In re application of: **Dunsmore et al.**Serial No.: **09/679,781**Filed: **October 5, 2000**For: **Pay at the Table System****35525**PATENT TRADEMARK OFFICE
CUSTOMER NUMBER§
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§Group Art Unit: **3627**Examiner: **Gort, Elaine L.**Attorney Docket No.: **AUS9-2000-0557-US1**Certificate of Transmission Under 37 C.F.R. § 1.8(a)

I hereby certify this correspondence is being transmitted via facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (703) 872-9306, on October 25, 2004.

By:


Monica GamezTRANSMITTAL DOCUMENTCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

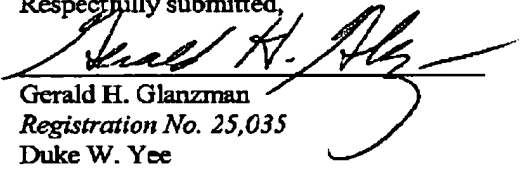
Sir:

ENCLOSED HEREWITH:

- Response to Notification of Non-Compliance with the Requirements of 37 CFR 1.192(c)
- Copy of Notification of Non-Compliance with the Requirements of 37 CFR 1.192(c)
- Appeal Brief (37 C.F.R. 41.37); and
- Petition for Extension of Time within the First Month.

No fees are believed to be necessary. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. A fee of \$110.00 is required for a one-month extension of time. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. No additional extension of time is believed to be necessary. If, however, an additional extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,


Gerald H. Glanzman

Registration No. 25,035

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/679,781	10/05/2000	Rodney Charles Dunsmore	AUS9-2000-0557-US1	8696
<div>7590 08/25/2004</div> <div>Kelly K Kordzik 100 Congress Avenue Suite 800 Austin, TX 78701</div> <div>EXAMINER</div> <div>ART UNIT PAPER NUMBER</div>				

DATE MAILED: 08/25/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

CLIENT DOCKET INFORMATION
Client Name AUS9-2000-0557-US1
File No.

DATE	ACTION DOCKETED
09.24.04	Resp. to Notice of Non-Compliance

Docketed By *[Signature]* Date 9.22.04
Checked By *[Signature]* Date 9.22.04
Attorney Initials *[Signature]* Date 9.22.04

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DETAILED ACTION

**NOTIFICATION OF NON-COMPLIANCE WITH THE REQUIREMENTS OF 37
CFR 1.192(c)**

1. The brief does not contain a concise explanation of the invention defined in the claims involved in the appeal, which refers to the specification by page and line number, and to the drawing, if any, by reference characters as required by 37 CFR 1.192(c)(5).
2. The brief includes a statement that claims are grouped and do not stand or fall together, but fails to present reasons in support thereof as required under 37 CFR 1.192(c)(7). MPEP § 1206. Applicant has not provided arguments for claims 66 and 68.
4. Appellant is required to comply with provisions of 37 CFR 1.192(c). To avoid dismissal of the appeal, Appellant must comply with the provisions of 37 CFR 1.192(c) within the longest of any of the following TIME PERIODS: (1) ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing of this communication; (2) within the time period for reply to the action from which appeal has been taken; or (3) within two months from the date of the notice of appeal under 37 CFR 1.191. Extensions of these time periods may be granted under 37 CFR 1.136.

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Conclusion

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Elaine Gort whose telephone number is (703)308-6391. The examiner can normally be reached on Monday through Thursday from 7:00 am to 5:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Olszewski, can be reached at (703)308-5183. The fax phone number for the organization where this application or processing is assigned is (703)872-9326.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703)308-1113.

EG



August 19, 2004

 8/23/04

ROBERT P. OLSZEWSKI
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3600